IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTYNINTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE A. GOPAL REDDY

WRIT PETITION NO : 13212 of 2004

Between:

1. M.A.Hafeez Imran,
2. Azeez Ali Iqbal
3. Abid Hussain
4. Mohd. Ahemdullah Khan
5. Syeda Sadia Sameera

..... PETITIONER

AND

1. Government of Andhra Pradesh, rep. By its Principal Secretary Health, Medical and Family Welfare(E1)Department, Secretariat, Hyderabad.
2. NTR University of Health, Medical Sciences, Vijayawada, rep.by Its Principal.
3. Deccan College of Medical Sciences, rep.by its Secretary and Correspondent, Kanchanbagh, Hyderabad.

.....RESPONDENTs

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, or order or direction more particularly in the nature of writ of mandamus declaring the action of the R1 in issuing the GOMs No.217 dt.23-7-04 after the admission process is over for C & D category mentioned in GO No. 185 have been completed as unconstitutional and consequently set aside the same while making it clear that the admissions finalized by R2 university

regarding C & D categories have become final for this academic year 2004-05 ;

Counsel for the petitioners : Mr. NOOTY RAM MOHAN RAO for MR K.S.MURTHY

Counsel for the Respondent No.1: THE ADVOCATE GENERAL AND G.P. FOR MEDICAL & HEALTH

Counsel for the Respondent No.2: Mrs. Y. PADMAVATHY, StandingCounsel

Counsel for the respondent No.3 : Mr K.G.K. PRASAD

The Court at the state of admission made the following :

ORDER :

Heard the learned counsel for petitioners and also the learned counsel for respondents.

Learned counsel Sri K.G.K. Prasad, appearing on behalf of Deccan College of Medical Sciences (R3) now produced a bunch of Xerox copies of papers, which shows that all the writ petitioners who are applied for seats in R3 college were given admission on 27-7-2004 stating that the original certificates which were required to be furnished by them are provided with NTR University of Health, Medical Sciences. I n view of the same the second respondent NTR University of Health, Medical Sciences has to forward all the original certificates which were deposited by the petitioners including the Demand Drafts which were submitted for getting admission as per GOMs.No.185, dt. 30-6-2004 to the third respondent college.

Hence, the 2nd respondent is directed to forward all the original certificates, which were deposited by the writ petitioners including the demand drafts, within a period of ten days from the date of receipt of this order. In the meanwhile, since the classes are commencing from 2nd August 2004, the petitioners who were given admission by the Deccan Medical College shall be permitted to attend the classes.

Writ petition is accordingly disposed of. No costs.

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29-07-2004

Kvrk

To

1. The Principal Secretary, Health, Medical and Family Welfare(E1)Department, Government of Andhra Pradesh Secretariat, Hyderabad.
2. The Principal, NTR University of Health, Medical Sciences, Vijayawada,
3. The Secretary and Correspondent, Deccan College of Medical Sciences, Kanchanbagh, Hyderabad.
4. Two CCs to Advocate General, High Court Blds. Hyd. (OUT)
5. Two CCs to G.P for Medical & Health, High Court Buildings, Hyderabad, (OUT)
6. Two CD copies.